



183

PATENT
Docket No. 146712000400

AF
1700

CERTIFICATE OF HAND DELIVERY

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Washington, D.C. on January 14, 2003.

N. DeRiggi
N. DeRiggi

#24
RECEIVED
JAN 17 2003
TC 1700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In the application of:

Qixu (David) CHEN et al.

Serial No.: 09/559,347

Filing Date: April 27, 2000

For: MEDIUM WITH NiNb SEALING
LAYER

Examiner: Kevin M. Bernatz

Group Art Unit: 1773

RESPONSE TO NOTIFICATION OF NON-COMPLIANCE WITH 37 CFR 1.92(C)

BOX AF
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a timely response to the above notification of December 26, 2002.

The issues raised by the Examiner in the notification were:

(1) The brief did not contain adequate showing of support for the descriptive matter used in describing the invention, wherein this description must contain reference to page and line numbers from the specification.

(2) Applicants had grouped the claims into two groups without an adequate explanation as to why the groups were separately patentable.

(3) Applicants cited two incorrect patent numbers.

In response to the notification, Applicants have revised the brief as follows:

(1) The brief now contains adequate showing of support for the descriptive matter used in describing the invention, wherein this description contains reference to page and line numbers from the specification.

(2) The claims are grouped into a single group.

(3) The incorrectly cited patent numbers have been corrected.

In the event that the transmittal letter is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952, referencing docket number 146712000400.

Respectfully submitted,



Dated: January 14, 2003

By:

Raj S. Davé, Ph.D., J.D.
Registration No. 42,465

Morrison & Foerster LLP
1650 Tysons Boulevard,
Suite 300
McLean, Virginia 22102
Telephone: (703) 760-7755
Facsimile: (703) 760-7777